

June 17, 2011

MEMORANDUM

To: Frances Barron, Chairperson
State Board of Health

From: Richard Whitley, MPH, Secretary
State Board of Health

Re: Heaven Bound Lifestyle Center; Transitional Living Facility for Released Offenders;
Compliance Agreement

NAC 439.280(3), "Schedule for compliance." "In those areas of the state which are not in a health district, or in case of a regulation enforced exclusively by the state board of health, the state health officer may postpone the enforcement of and agree to a schedule for compliance with the regulation. If the period needed by such a person to comply exceeds 30 days, the schedule must be submitted to the state board of health for approval." Request for approval of the Compliance Agreement between Heaven Bound Lifestyle Center, Nevada and the State Health Division's Bureau of Health Care Quality and Compliance and the State Health Officer.

STAFF REVIEW

Recently adopted regulations increased annual renewal fees for Transitional Living Facilities for Released Offenders (TLF) from \$1,010.00 a year to \$2360.00. Heaven Bound Lifestyle Center is a 5 bed TLF located in Reno, Nevada. The facility has remitted the old renewal fee of \$1010 and is requesting a negotiated compliance agreement due to a financial hardship. The facility is asking that the new annual renewal fee be waived entirely.

Heaven Bound Lifestyle Center is a Christian, non-profit agency which serves the community by helping recently released offenders reintegrate back into the community. The administrator reports the facility has served over 100 residents in the past two years as part of its Christian ministry and often operates in the red with the administrator paying for expenses out of his own monies and board members bring food from their own homes to feed the residents. The average length of stay is 30 to 60 days. The administrator further reports that of the 100 former residents, 75% have become self-supporting, taxpaying, contributing members of society despite the economic situation in Nevada. To further help his residents while they search for employment, the administrator recently dropped the weekly rent down from \$165 to \$125 a week. In addition, the facility receives no grant, federal or state monies toward operations.

The negotiated compliance agreement is attached. The agreement indicates Heaven Bound Lifestyle Center agrees to pay the previous renewal fee of \$1010.00 for 2011 instead of the new renewal fee of \$2360.00.

STAFF RECOMMENDATION

Staff recommends that the Board of Health accept the Compliance Agreement established between Heaven Bound Lifestyle Center and the State Health Division.

PRESENTER

Patricia Chambers, RN, HFS IV

Bureau of Health Care Quality and Compliance
Proposed
Compliance Agreement
Nevada State Health Division and Heaven Bound Lifestyle Center

June 17, 2011

This Compliance Schedule is agreed upon by Heaven Bound Lifestyle Center, the State Health Division, Bureau of Health Care Quality and Compliance, the State Health Officer and the State Board of Health.

The goal is to allow operations at Heaven Bound Lifestyle Center to continue so recently released offenders don't return to prison, but reintegrate successfully back into the community. Recently adopted regulations increased the annual renewal fee for Transitional Living Facilities for Released Offenders and Heaven Bound Lifestyle Center is unable to comply with the new fee regulations.

Heaven Bound Lifestyle Center wants to continue serving recently released offenders at their 1912 Wilder Street location as a Transitional Living Facility for Released Offenders with the following conditions:.

- 1) The facility will remain in substantial compliance with all statutes and regulations concerning Transitional Living Facilities for Released Offenders.
- 2) The Health Division will accept the amount of \$1010.00 as the renewal fee and will waive all additional fees for 2011 due to hardship described by the operator.

Signed: _____
Pastor Michael Goodwin, Administrator

Date: _____

Signed: _____
Richard Whitley, MPH, Administrator, NSHD

Date: _____

Signed: _____
Tracey Green, MD, State Health Officer, NSHD

Date : _____

Signed: _____
Francine Barron, Chairperson, State Board of Health

Date: _____